

United States Environmental Protection Agency Washington, DC 20460

Interagency Agreement/ **Amendment**

Part 1 - General Information

3. Other Agency IA ID Number (if known)

1. EPA IA Identification Number

2. Funding Location by Region EPA R2

4. Awarding Office

Simril.Aaron@epa.gov

5. Type of Action

Augmentation: Increase

DW-96-94206301 - 7

6. IA Specialist: Aaron Simril 206-553-0459

IASSC West

7. Name and Address of EPA Organization

US Environmental Protection Agency **IASSC** West

1200 Sixth Avenue, Suite 900, OMP-145 Seattle, WA 98101

9. DUNS: 029128894 10. BETC: DISB 8. Name and Address of Other Agency

U.S. Army Corps of Engineers EM CX 1616 Capitol Ave., Suite 9200 (CEHNC-CX-ES)

Omaha. NE 68102-9200

12. BETC: COLL 11. DUNS: DOD964126

13. Project Title and Description

Cornell-Dublier Electronics Superfund Site, OU1, Remedial Action

Remedial Action Activities at the Cornell-Dublier, Operable Unit 1, Superfund Site, South Plainfield, New Jersey: The U.S. Army Corps of Engineers New York District will continue remedial action activities at the Cornell-Dublier Electronics, OU1, Superfund Site (EPA ID: NJD981557879).

This amendment increases Federal funding by \$600,000, extends the project/budget period to December 31, 2015, revises the approved budget, and adds terms and condition #20.

14. EPA Project Officer (Name, Address, Telephone Number) Justin Gottesman

290 Broadway (ERRD/PSB/CMS) New York, NY 10007-1866 212-637-4303

E-Mail: gottesman.justin@epa.gov

FAX: 212-637-3083 **16. Project Period:** 09/30/2005 to 12/31/2015

15. Other Agency Project Officer (Name, Address, Telephone)

Marvene L. Seaman

1616 Capitol Ave., Suite 9200 (CEHNC-CX-ES)

Omaha, NE 68102-9200

402-697-2425

E-Mail: Marvene.L.Seaman@usace.army.mil

FAX: 402-697-2613

17. Budget Period: 09/30/2005 to 12/31/2015

18. Scope of Work (See Attachment)

The Scope of Work remains the same.

Diego Garcia is the EPA RPM for this project and he can be reached at 212-637-4947.

19. Employer/Tax ID No. 520852695

22. Statutory Authority for Transfer of Funds and Interagency Agreement CERCLA: Secs. 105(a)(4) & 115 and Executive Order 12580

21. ALC: 68-01-0727

23. Other Agency Type Federal Agency

24. Revise Reimbursable Funds and Direct Fund Cites (only complete if applicable)

	Previous Funding	This Action	Amended Total
Revise Reimbursable (in-house)	767,500	0	767,500
Direct Fund Cite (contractor)	2,732,500	600,000	3,332,500
Total	3,500,000	600,000	4,100,000

20. CAGE No: 347A4

Funds	Previous Amount	Amount This Action	Total Amount
25. EPA Amount	\$3,500,000	\$600,000	\$4,100,000
26. EPA In-Kind Amount			\$0
27. Other Agency Amount		\$0	\$0
28. Other Agency In-Kind Amount			\$0
29. Total Project Cost	\$3,500,000	\$600,000	\$4,100,000

30. Fiscal Information

1	Treas. Symbol	DCN	FY	Appropriation	Budget Org	PRC	Object Class	Site/Project	Cost Org	Ob/De-Ob Amt
	68-68X8145 68-68X8145	1302HE0148 1302HE0148	-	TR2 TR2B	02D 02D	303DD2 303DD2		02GZRA01 02GZRA01	C007 C007	381,946 218,054
١	00-00/0143	130200140	13	IRZD	020	303002	2500	02GZRA01	C007	600.000

			EPA IAG Identification No. Di	W-96-94206301 - 7 Page 2		
	Part II - Approved	Budget		EPA IAG Identification Number DW-96-94206301 - 7		
31. Budget Categories	Itemization of All Previous Actions	Itemization of This Action	In-Kind Itemization of This Action	Itemization of Total Project Cost to Date		
(a) Personnel	\$279,390			\$279,390		
(b) Fringe Benefits	\$147,369			\$147,369		
(c) Travel	\$2,000			\$2,000		
(d) Equipment	\$0			\$0		
(e) Supplies	\$0			\$0		
(f) Procurement / Assistance	\$2,732,500	\$600,000		\$3,332,500		
(g) Construction	\$0			\$0		
(h) Other	\$60,727			\$60,727		
(i) Total Direct Charges	\$3,221,986	\$600,000	\$0	\$3,821,986		
(j) Indirect Costs:	\$278,014			\$278,014		
Rate: % Base: \$ Not Charged: Funds-Out: Not charged by Other A Estimate by other Agency Amount \$	•					
(k) Total (EPA Share 100.00 %) (Other Agency Share 0.00 %)	\$3,500,000	\$600,000	\$0	\$4,100,000		
32. How was the IDC Base calculate	ed?					
33. Is equipment authorized to be full (Identify all equipment costing \$		d, purchased, or rented	with EPA funds? Yes	s⊠ No		
34. Are any of these funds being us	ed on Procure/Assistance	e agreements?	Yes No			
Type of Procure/Assistance Agreem	nent Contract					
Contractor/Recipient Name (if known)	Total Procure/A	Assistance Amount Unc	•	Percent Funded by EPA (if known)		
ТВА			3332500 Total \$ 3,332,500.00	100		
	·	ng Methods and B				
35.	(Note: EPA Agenc	cy Location Code (ALC) - 68010727)			
Disbursement Agreement	Request for repayment of actual costs must be itemized on SF 1080 and submitted to the Financial Management Office, Cincinnati, OH 45268-7002:					
Repayment	Monthly	Quarterly	Upon Com	pletion of Work		
Only available for use by Federal agencies on working capital fund or with appropriate justification of need for this type of payment method. Unexpended funds at completion of work will be returned to EPA. Quarterly cost reports will be forwarded to the Financial Management Center, EPA, Cincinnati, OH 45268-7002.						
Allocation Transfer-Out	Used to transfer obligational authority or transfer of function between Federal agencies. Must receive prior approval by the Office of Comptroller, Budget Division, Budget Formulation and Control Branch, EPA Hdqtrs. Forward appropriate reports to the Financial Reports and Analysis Branch, Financial Management Division, PM-226F, EPA, Washington, DC 20460.					
36. Reimbursement Agreement Allocation Transfer-In	Repayment	Advance				
Other Agency's Billing Address (incl	ude ALC or Station Symb	ol Number)	Other Agency's Billing I	nstructions and Frequency		

EPA Form 1610-1 (Rev. 11-09). Previous editions are obsolete

Part IV - Acceptance Conditions

EPA Identification Number

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37. Terms and Conditions, when included, are located at the end of the 1610-1, or as an attachment.

Part V - Offer and Acceptance

Note: A) For Fund-out actions, the agreement/amendment must be signed by the other agency official in duplicate and one original returned to the Grants and IA Management Division for Headquarters agreements or to the appropriate EPA Regional IA administration office within 3 calendar weeks after receipt or within any extension of time that may be granted by EPA. The agreement/amendment must be forwarded to the address cited in item 29 after acceptance signature.

Failure to return the properly executed document within the prescribed time may result in the withdrawal of offer by EPA. Any change to the agreement/amendment by the other agency after the document is signed by the EPA Award Official, which the Award Official determines to materially alter the agreement/amendment, shall void the agreement/amendment.

B) For Funds-In actions, the other agency will initiate the action and forward two original agreements/amendments to the appropriate EPA program office for signature. The agreements/amendments will then be forwarded to the appropriate EPA IA administration office for signature on behalf of the EPA. EPA will return one original copy after acceptance returned to the other agency after acceptance.

EPA IA Administration Office (for administrative assistance)	EPA Program Office (for technical assistance)	EPA Program Office (for technical assistance)		
38. Organization/Address	39. Organization/Address	39. Organization/Address		
U.S. Environmental Protection Agency IASSC West 1200 Sixth Avenue, Suite 900, OMP-145 Seattle, WA 98101	US Environmental Protection Agency R2 - Region 2 290 Broadway New York, NY 10007-1866			
Award Official on Beha	alf of the Environment Protection Agency			
10. Digital signature applied by EPA Award Official Armina K. N	Date			
	02/12/2013			
Authorizing Offi	icial on Behalf of the Other Agency			
11. Signature Typed Name and Title		Date		

EPA Form 1610-1 (Rev. 11-09) Previous editions are obsolete.

Administrative Conditions

20. Restrictions on FY12 and/or FY13 Funding for Corporations with Unpaid Federal Tax Liabilities and Felony Convictions (updated 11/21/2012)

This IA obligates and transfers or advances EPA funds appropriated under Public Law 112-175 (Continuing Appropriations Resolution, 2013) which continues provisions in the Department of Interior, Environment, and Related Agencies Appropriations Act, (FY12 Appropriations Act). As a result, this interagency agreement (IA) is subject to the provisions of Division E, Sections 433 and 434 of the Appropriations Act, regarding federal felony convictions and unpaid federal tax liabilities. Specifically,

Section 433 provides:

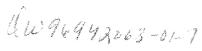
None of the funds made available by this Act [FY12 Appropriations Act] may be used to enter into a contract, memorandum of understanding, or cooperative agreement with, make a grant to, or provide a loan or loan guarantee to, any corporation that was convicted (or had an officer or agent of such corporation acting on behalf of the corporation convicted) of a felony criminal violation under any Federal law within the preceding 24 months, where the awarding agency is aware of the conviction, unless the agency has considered suspension or debarment of the corporation, or such officer or agent, and made a determination that this further action is not necessary to protect the interests of the Government.

Section 434 of Division E of the Appropriations Act further provides:

None of the funds made available by this Act [FY12 Appropriations Act] may be used to enter into a contract, memorandum of understanding, or cooperative agreement with, make a grant to, or provide a loan or loan guarantee to, any corporation with respect to which any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, where the awarding agency is aware of the unpaid tax liability, unless the agency has considered suspension or debarment of the corporation and made a determination that this further action is not necessary to protect the interests of the Government.

Accordingly, by accepting the award of this IA, the USACE agrees that it will comply with and implement the prohibitions of Sections 433 and 434 for any contract, assistance agreement, loan, loan guarantee or other instrument with any corporation that will be funded with funds provided under this IA. Non-compliance with the provisions of Sections 433 and 434 may implicate the Antideficiency Act. USACE will forward to the EPA Award Official, within 45 days, any determination and documentation supporting an award where suspension and debarment are considered by the awarding agency.

END OF DOCUMENT



5. Type of Acon 8. Name and U.S. Army Con 1616 Capitol Omaha, NE 11. DUNS: Do d Site, South Plainfaics, OU1, Superfur ect/budget period to 15. Other Ag Marvene L. S 1616 Capitol	Address of Othors of Engineers Ave., Suite 9200 68102-9200 OD964126 ield, New Jersey, id Site (EPA ID: Note that the project Officement	er (if known) increase er Agency EM CX (CEHNC-CX-E) 12. B8	4. Awardir IASSC We 6. IA Spec Aaron Sim 206-553-0 Simril.Aaro ES) ETC: COLL ay Corps of Eng 3). e approved buo	on EPA R2 ng Office sist ialist: ril 459 sin@epa.gov	
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Marvene L. S 1616 Capitol	eaman	•	•	hone)	
402-697-2425 E-Mail: Marvi	Marvene L. Seaman 1616 Capitol Ave., Suite 9200 (CEHNC-CX-ES) Omaha, NE 68102-9200 402-697-2425 E-Mail: Marvene L. Seaman@usace.army.mil FAX: 402-697-2613				
17. Budget P	eriod: 09/30/200)5 to 12/31/20	15		
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	\$0			S	
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EPA IAG Identification No. DW-96-94206301 - 7 Page 2 **EPA IAG Identification Number** Part II - Approved Budget DW-96-94206301 - 7 Itemization of This In-Kind Itemization of temization of Total 31. Budget Categories Itemization of Project Cost to Date All Previous Actions Action This Action \$279,390 (a) Personnel \$279,390 \$147,369 \$147,369 (b) Fringe Benefits (c) Travel \$2,000 \$2,000 (d) Equipment \$0 \$0 \$0 \$0 (e) Supplies (f) Procurement / Assistance \$2,732,500 \$600,000 \$3,332,500 (g) Construction \$0 80 (h) Other \$60,727 \$60,727 (i) Total Direct Charges \$3,821,986 \$3,221,986 \$600,000 \$0 \$278,014 (i) Indirect Costs: \$278,014 Charged - Amount Rate: % Base: \$ Not Charged: Funds-Out: Not charged by Other Agency Estimate by other Agency Amount \$ (k) Total \$3,500,000 \$600,000 \$0 \$4,100,000 (EPA Share 100.00 %) (Other Agency Share 0.00 %) 32. How was the IDC Base calculated? 33. Is equipment authorized to be furnished by EPA or leased, purchased, or rented with EPA funds? Yes No (Identify all equipment costing \$1,000 or more)N/A 34. Are any of these funds being used on Procure/Assistance agreements? X Yes No Type of Procure/Assistance Agreement Contract Contractor/Recipient Name (if Total Procure/Assistance Amount Under This Project Percent Funded by EPA (if known) known) TRA 3332500 100 Total \$ 3,332,500.00 Part III - Funding Methods and Billing Instructions (Note: EPA Agency Location Code (ALC) - 68010727) 35. Request for repayment of actual costs must be itemized on SF 1080 and submitted to the Financial Management Disbursement Agreement Office, Cincinnati, OH 45268-7002: Monthly Repayment Quarterly Upon Completion of Work Only available for use by Federal agencies on working capital fund or with appropriate justification of need for this Advance type of payment method. Unexpended funds at completion of work will be returned to EPA. Quarterly cost reports will be forwarded to the Financial Management Center, EPA, Cincinnati, OH 45268-7002. Used to transfer obligational authority or transfer of function between Federal agencies. Must receive prior approval Allocation Transfer-Out by the Office of Comptroller, Budget Division, Budget Formulation and Control Branch, EPA Hogtrs. Forward appropriate reports to the Financial Reports and Analysis Branch, Financial Management Division, PM-226F, EPA, Washington, DC 20460. 36. Reimbursement Agreement Repayment Advance Allocation Transfer-In

Other Agency's Billing Instructions and Frequency

EPA Form 1610-1 (Rev. 11-09), Previous editions are obsciete

Other Agency's Billing Address (include ALC or Station Symbol Number)

	EPA IAG Identification No.DW-96-94206301 - 7 Page 3						
Part IV - Acceptance Conditions	EPA Identification Number	Towns and the control of					
•	DW-96-94206301 - 7						
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		ipt or					
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EPA IA Administration Office (for administrative assistance)	EPA Program Office (for technical assistance)						
38. Organization/Address	39. Organization/Address						
U.S. Environmental Protection Agency IASSC West	US Environmental Protection Agency						
1200 Sixth Avenue, Suite 900, OMP-145	R2 - Region 2						
Seattle, WA 98101	290 Broadway						
	New York, NY 10007-1866	***********					
**************************************	e Environment Protection Agency	*****					
40. Digital signature applied by EPA Award Official Armina K. Nolan - N							
	02/12/2013	******					
Authorizing Official on Behalf of the Other Agency							
41. Signature Typed Name and Title	Date						
KUMMY Bayk to dough I Substitute D	early District Engran to Proje & Proj Mart 2/12/2013	3					
EPA Form 1610-1 (Rev. 11-09) Previous editions are obsolete.	3 3						

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END OF DOCUMENT